

**Form 304**  
**(revised 9/03)**

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Return in Duplicate to:  
Secretary of State  
P.O. Box 13697  
Austin, TX 78711-3697  
FAX: 512/463-5709

**Filing Fee: \$500**

**Application for  
Certificate of Authority  
Pursuant to Article 7.05  
Texas Limited Liability  
Company Act**

**FILED**  
**In the Office of the  
Secretary of State of Texas**

**DEC 12 2005**

**Corporations Section**

1. The name of the limited liability company is as set forth below:

KBRI DE-2 NEWCO, LLC

The name must not be the same as, deceptively similar to or similar to that of an existing corporate, limited liability company, or limited partnership name on file with the secretary of state. A preliminary check for "name availability" is recommended.

2A. The legal name of the limited liability company does not contain the words "Limited Liability Company," or "Limited Company," or the abbreviations "L.L.C." "LLC," "L.C.," or "LC." The name of the company with the word or abbreviation that it elects to add for use in Texas is:

2B. The limited liability company name is not available in Texas. The assumed name under which the limited liability company will qualify and transact business in Texas is:

3. ☐ The entity electing to obtain this certificate of authority is not required to use an organizational ending indicating it is a limited liability company since it is not characterized or formed as a limited liability company under the laws of the jurisdiction governing its formation.

4. Its federal employer identification number is: Have not received yet

☒ Federal employer identification number information is not available at this time.

5. It is organized under the laws of: (set forth state or foreign country) Delaware

6. The date of its organization is 12/01/2005 and its period of duration is:

☒ perpetual or ☐ limited duration of a term of years set at: \_\_\_\_\_

7. The principal office address in the state or country of the company's jurisdiction of formation is:  
(If the company does not maintain an office address in its jurisdiction of formation, then provide the registered office address of its registered agent in the jurisdiction of formation in the space provided below.)

1209 Orange Street, Wilmington, DE 19801

Address

City

State/Country

Zip/Postal Code

8. Its proposed registered agent in Texas is: (See instructions. Cannot be company named above.)

C T Corporation System

TX063 - 12/16/03 C T Filing Manager Online

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**Secretary of State**

and the street address of its proposed registered office, which is the business office address of its proposed registered agent in Texas, is: (A post office box address is not sufficient, please provide street address.)

c/o C T Corporation System, 1021 Main Street, Suite 1150, Houston, Texas 77002

9. The purpose or purposes of the limited liability company that it proposes to pursue in the transaction of business in Texas are set forth below. The company also certifies that it is authorized to pursue such stated purpose or purposes in the state or country under which it is organized.

The purpose of the limited liability company is to engage in any lawful act or activity for which limited liability companies may be organized to do business under the laws of its jurisdiction of formation and which is permitted under the Texas Limited Liability Company Act.

(Complete either item 10A or 10B below.)

10A. The name and address of each of its managers is:

NAME	ADDRESS (include city and state/country)

10B. The company is member-managed. The name and address of each of its managing members is::

NAME	ADDRESS (include city and state/country)
KBRI TX-1 NEWCO, INC.	4100 Clinton Drive, Houston, TX 77002

11. As of the date of filing, the undersigned certifies that the foreign limited liability company currently exists as a valid entity under the laws of the jurisdiction of its formation.

**Effective Date of Filing**

☒ The document is to be effective when the document is filed by the secretary of state.

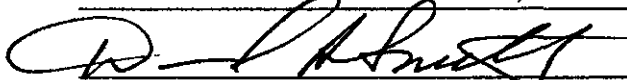
OR

☐ This document will become effective at a later date, which is not more than ninety (90) days from the date of its filing by the secretary of state. The delayed effective date is: \_\_\_\_\_

**Execution**

The undersigned authorized manager or member of the limited liability company signs this document subject to the penalties imposed by law for the submission of a false or fraudulent document.

KBRI DE-2 NEWCO, LLC



Signature of Authorized Manager/Member

12/7/05  
Date

David R. Smith, Vice President of KBRI TX-1 NEWCO, Inc.,  
Member

